

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND  
COMMERCIAL WORKERS UNION'S AND  
EMPLOYERS' HEALTH AND WELFARE TRUST  
FUND, on behalf of itself and all others similarly  
situated,

Plaintiff,

v.

PURDUE PHARMA L.P., *et al.*,  
Defendants.

**Civil Action No. 07-cv-6916-JGK-MHD**

AMERICAN FED'N OF STATE, COUNTY &  
MUNICIPAL EMPLOYEES, DISTRICT  
COUNCIL 47 HEALTH AND WELFARE FUND,  
*et al.*,

Plaintiffs,

v.

PURDUE PHARMA L.P., and THE PURDUE  
FREDERICK COMPANY, INC.  
Defendants.

**Civil Action No. 07-cv-8761-JGK-MHD**

**MOTION TO ADMIT COUNSEL  
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Gretchen N. Werwaiss a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

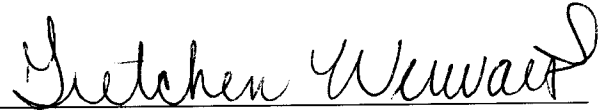
Applicant's Name: Chilton Davis Varner  
Firm Name: King & Spalding  
Address: 1180 Peachtree Street, N.W.  
City/State/Zip: Atlanta, GA 30309  
Phone Number: 404-572-4789  
Fax Number: 404-572-5137

Chilton Davis Varner is a member in good standing of the Bar of the State of Georgia. There are no pending disciplinary proceeding against Chilton Davis Varner in any State or Federal court.

Dated: August 19, 2008

New York, New York

Respectfully submitted,

A handwritten signature in cursive script, reading "Gretchen Werwaiss", written in black ink. The signature is positioned above a horizontal line.

Gretchen N. Werwaiss (GW 6280)

(gwerwaiss@chadbourne.com)

CHADBOURNE & PARKE LLP

30 Rockefeller Plaza

New York, NY 10112

Telephone: (212) 408-5100

Facsimile: (212) 541-5369

Attorneys for Defendants Purdue Pharma

L.P., Purdue Pharma Inc., The Purdue

Frederick Company Inc. d/b/a The

Purdue Frederick Company, The P.F.

Laboratories, Inc., Michael Friedman,

Howard R. Udell, and Paul D.

Goldenheim

**UNITED STATES DISTRICT  
SOUTHERN DISTRICT OF NEW YORK**

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NEW MEXICO UNITED FOOD AND	::	
COMMERCIAL WORKERS UNION'S AND	::	
EMPLOYERS' HEALTH AND WELFARE TRUST	::	<b>Civil Action No. 07-cv-6916-JGK-MHD</b>
FUND, on behalf of itself and all others similarly	::	
situated,	::	
Plaintiff,	::	
v.	::	
PURDUE PHARMA L.P., <i>et al.</i> ,	::	
Defendants.	::	

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AMERICAN FED'N OF STATE, COUNTY &	::	
MUNICIPAL EMPLOYEES, DISTRICT	::	<b>Civil Action No. 07-cv-8761-JGK-MHD</b>
COUNCIL 47 HEALTH AND WELFARE FUND,	::	
et al.,	::	
Plaintiffs,	::	
v.	::	
PURDUE PHARMA L.P., and THE PURDUE	::	
FREDERICK COMPANY, INC.	::	<b>AFFIDAVIT OF GRETCHEN N.</b>
Defendants.	::	<b>WERWAISS IN SUPPORT OF</b>
	::	<b>MOTION TO ADMIT COUNSEL</b>
	::	<b>PRO HAC VICE</b>

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State of New York	)	
	)	ss:
County of New York	)	

Gretchen N. Werwaiss, being duly sworn, hereby deposes and says as follows:

- I am Counsel to the law firm of Chadbourne & Parke LLP, attorneys for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendants' motion to admit Chilton Davis Varner as counsel pro hac vice to represent Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F.

Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in these matters.

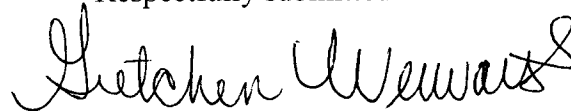
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1996. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Chilton Davis Varner for more than one year.
4. Ms. Chilton Davis Varner is a partner at King & Spalding in Atlanta, Georgia.
5. A certificate of good standing for Chilton Davis Varner is attached here to as **Exhibit A**.
5. I have found Ms. Chilton Davis Varner to be a skilled attorney and a person of integrity. She is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move for the admission of Chilton Davis Varner pro hac vice.
7. I respectfully submit a proposed order granting the admission of Chilton Davis Varner pro hac vice, which is attached hereto as **Exhibit B**.

WHEREFORE it is respectfully requested that the motion to admit Chilton Davis Varner pro hac vice, to represent Plaintiff in the above-captioned actions, be granted.

Dated: August 19, 2008

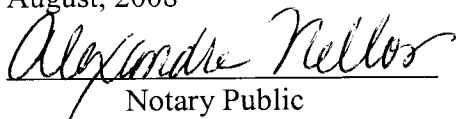
New York, New York

Respectfully submitted



Gretchen N. Werwaiss (GW 6280)

Sworn to me this 19th day of  
August, 2008



Notary Public

**ALEXANDRA NELLO**  
Notary Public, State of New York  
No. 02480120410  
Qualified in New York County  
Commission Expires May 8, 2019

# EXHIBIT A



# STATE BAR OF GEORGIA

*Lawyers Serving the Public and the Justice System*

**Ms. Chilton D. Varner**  
**King & Spalding LLP**  
**1180 Peachtree Street, N.E.**  
**Atlanta, GA 30309-3521**

**CURRENT STATUS:** Active Member-Good Standing  
**DATE OF ADMISSION:** 06/22/1976  
**BAR NUMBER:** 725450  
**TODAY'S DATE:** August 18, 2008

Listed below are the public disciplinary actions, if any, which have been taken against this member:

State Disciplinary Board Docket #	Supreme Court Docket #	Disposition
N/A	N/A	N/A

The prerequisites for practicing law in the State of Georgia are as follows:

- Must be certified by the Office of Bar Admissions, either by Exam, or on Motion (Reciprocity).
- Sworn in to the Superior Court in Georgia, which is the highest court needed for individuals to practice law in the State of Georgia.
- Enrolled with the State Bar of Georgia, which is an arm of the Supreme Court of Georgia.

Attorneys licensed in Georgia and whose membership is current are eligible to practice law in Superior Court. Attorneys may, upon application, apply for admission to the Supreme, District and State Court of Appeals.

Under the privacy/confidentiality provision of the Bar Rule 4-221(d), any complaint against a member resolved prior to the filing and docketing of a disciplinary case in the Supreme Court is not a matter of public record, and may not be revealed without a waiver from the member. It is the policy of the State Bar of Georgia to answer any inquiry about a member by disclosing only those complaints that have been docketed in the Supreme Court. With respect to matters that are currently pending as active, undocketed cases, when an inquiry is received, the State Bar of Georgia shall not disclose the existence of those complaints. Such non-disclosure should not be construed to confirm the existence of confidential complaints since the vast majority of members in good standing are not the subjects of such confidential complaints.

This member is currently in "good standing" as termed and defined by **State Bar Rule 1-204**. The member is current in license fees and is not suspended or disbarred as of the date of this letter.



## STATE BAR OF GEORGIA

*Brandy Preston*

Official Representative of the State Bar of Georgia

### HEADQUARTERS

104 Marietta Street, Suite 100  
 Atlanta, Georgia 30303  
 (404) 527-8700 ■ (800) 334-6865  
 FAX (404) 527-8717  
[www.gabar.org](http://www.gabar.org)

### SOUTH GEORGIA

244 E. Second Street (Zip 31794)  
 P.O. Box 1390  
 Tifton, Georgia 31793-1390  
 (229) 387-0446 ■ (800) 330-0446  
 FAX (229) 382-7435

# EXHIBIT B

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND	::	
COMMERCIAL WORKERS UNION'S AND	::	
EMPLOYERS' HEALTH AND WELFARE TRUST	::	<b>Civil Action No. 07-cv-6916-JGK-MHD</b>
FUND, on behalf of itself and all others similarly	::	
situated,	::	
Plaintiff,	::	
v.	::	
PURDUE PHARMA L.P., <i>et al.</i> ,	::	
Defendants.	::	
<hr/>		
AMERICAN FED'N OF STATE, COUNTY &	::	
MUNICIPAL EMPLOYEES, DISTRICT	::	<b>Civil Action No. 07-cv-8761-JGK-MHD</b>
COUNCIL 47 HEALTH AND WELFARE FUND,	::	
et al.,	::	
Plaintiffs,	::	
v.	::	
PURDUE PHARMA L.P., and THE PURDUE	::	
FREDERICK COMPANY, INC.	::	
Defendants.	::	
	::	<b>ORDER FOR ADMISSION</b>
	::	<b>PRO HAC VICE</b>
	::	<b>ON WRITTEN MOTION</b>
	::	
	::	

Upon the motion of Gretchen N. Werwaiss, attorney for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name:	Chilton Davis Varner
Firm Name:	King & Spalding
Address:	1180 Peachtree Street, N.W.
City/State/Zip:	Atlanta, GA 30309
Phone Number:	404-572-4789
Fax Number:	404-572-5137
E-mail:	cvarner@kslaw.com



is admitted to practice pro hac vice as counsel for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

City, State:

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United States District/Magistrate Judge

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FOR OFFICE USE ONLY: FEE PAID \$

SDNY RECEIPT#

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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NEW MEXICO UNITED FOOD AND  
COMMERCIAL WORKERS UNION'S AND  
EMPLOYERS' HEALTH AND WELFARE TRUST  
FUND, on behalf of itself and all others similarly  
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Plaintiff,

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AMERICAN FED'N OF STATE, COUNTY &  
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Civil Action No. 07-cv-6916-JGK-MHD

Civil Action No. 07-cv-8761-JGK-MHD

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

---

Upon the motion of Gretchen N. Werwaiss, attorney for Defendants Purdue Pharma L.P.,  
Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick  
Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D.  
Goldenheim, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name: Chilton Davis Varner  
Firm Name: King & Spalding  
Address: 1180 Peachtree Street, N.W.  
City/State/Zip: Atlanta, GA 30309  
Phone Number: 404-572-4789  
Fax Number: 404-572-5137  
E-mail: cvarner@kslaw.com

is admitted to practice pro hac vice as counsel for Defendants Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company Inc. d/b/a The Purdue Frederick Company, The P.F. Laboratories, Inc., Michael Friedman, Howard R. Udell, and Paul D. Goldenheim in the above-captioned actions in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

City, State:

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United States District/Magistrate Judge

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FOR OFFICE USE ONLY: FEE PAID \$

SDNY RECEIPT#

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND COMMERCIAL  
WORKERS UNION'S AND EMPLOYERS' HEALTH  
AND WELFARE TRUST FUND, on behalf of itself and  
all others similarly situated,

Plaintiff,

-v-

PURDUE PHARMA L.P., PURDUE PHARMA, INC.,  
THE PURDUE FREDERICK COMPANY, INC. d/b/a  
THE PURDUE FREDERICK COMPANY, P.F.  
LABORATORIES, INC., ABBOTT LABORATORIES,  
ABBOTT LABORATORIES, INC., MICHAEL  
FRIEDMAN, HOWARD R. UDELL, PAUL D.  
GOLDENHEIM, JOHN DOE Nos. 1 through 20, and  
JANE DOE Nos. 1 through 20,

Defendants.

Civil Action No. 07-cv-6916-JGK-MHD

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AMERICAN FEDERATION OF STATE, COUNTY  
AND MUNICIPAL EMPLOYEES, DISTRICT  
COUNCIL 47 HEALTH AND WELFARE FUND, et al.,

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PURDUE PHARMA L.P. and THE PURDUE  
FREDERICK COMPANY INC.,

Defendants.

Civil Action No. 07-cv-8761-JGK-MHD

**CERTIFICATE OF SERVICE**

I, Alexandra K. Nellos, hereby certify that on August 20, 2008, I  
electronically served the following documents on William D. Marvin, Christopher

Seeger, Jonathan Shub and Justin Bloom, counsel for Plaintiffs, and on Michael Colbert Hartmere, M. King Hill, III, and Mark D. Maneche, counsel for Abbott Laboratories and Abbott Laboratories, Inc by electronic transmission to the following e-mail addresses, wmarvin@cprlaw.com, cseeger@seegerweiss.com, jshub@seegerweiss.com; bloomesq1@gmail.com; MCHartmere@Venable.com; mdmanech@venable.com; and mkhill@venable.com:

- Motion to Admit Counsel (Chilton Davis Varner) Pro Hac Vice and related papers

Dated: August 20, 2008

  
Alexandra K. Nellos